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GOVERNOR

MATTHEW RODRIGUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

State Water Resources Control Board

Division of Drinking Water

October 21, 2014

Certified Mail

7012 3460 0003 1113 0833

Caltrans L.T. Davis Rest Area
1657 Riverside Drive
Redding, CA 960001

Attention: John Dobson – Landscape Specialist

**Subject: Public Water System No. 3200020 – Citation 01-02-14C-007
July 2014 Exceedance of the Bacteriological Maximum
Contaminant Level**

Enclosed is a citation issued to Caltrans L.T. Davis Rest Area (Rest Area). The citation is being issued because the Rest Area failed to comply with the drinking water standard for total coliform bacteria during July 2014. Please be aware that the Directives section of the citation contains required actions that must be taken by the Rest Area to return to compliance.

Note that Section 116577 of the California Safe Drinking Water Act provides for our Department to be reimbursed by the public water system for costs incurred for preparing and issuing a citation to that system. In accordance with Section 116577, the Company will be billed for the preparation and issuance of this citation. Our current costs are approximately \$126 per hour. The estimated time to prepare the citation is one hour.

If you have any questions regarding this matter, please call staff engineer Steve Watson at (530) 224-4828 or me at (530) 224-4800.

A handwritten signature in black ink, reading "Michael J. McNamara".

Michael J. McNamara, P.E.
Lassen District Engineer
Drinking Water Field Operations Branch

Enclosures

sww \ 3200020 Caltrans L.T. Davis \ File: Enforcement

FELICIA MARCUS, CHAIR | THOMAS HOWARD, EXECUTIVE DIRECTOR

364 Knollcrest Drive, Suite 101, Redding, CA 96002 | www.waterboards.ca.gov

STATE OF CALIFORNIA
WATER RESOURCES CONTROL BOARD
DIVISION OF DRINKING WATER

TO: Caltrans L.T. Davis Rest Area
1657 Riverside Drive
Redding, CA 96001

Attn: John Dobson, Landscape Specialist

**CITATION FOR VIOLATION OF CALIFORNIA CODE OF REGULATIONS,
TITLE 22, SECTION 64533(a) - WATER SYSTEM NO. 3200020**

CITATION NO. 01-02-14(C)007

Issued on October 21, 2014

Section 116650 of the California Health and Safety Code authorizes the issuance of a citation to a public water system for violation of the California Safe Drinking Water Act (Health and Safety Code, Division 104, Part 12, Chapter 4, commencing with Section 116270) (hereinafter "California SDWA"), or any regulation, standard, permit or order issued or adopted thereunder.

The State Water Resources Control Board (hereinafter "Board"), acting by and through its Division of Drinking Water (hereinafter "Division") and the Deputy Director for the Division (hereinafter "Deputy Director"), hereby issues a citation to the Caltrans L.T. Davis Rest Area (hereinafter, Rest Area) (1657 Riverside Drive, Redding, CA 96001) for violation of California Code of Regulations (CCR), Title 22, Section 64426.1 subsection (b).

APPLICABLE AUTHORITIES

Section 116650 of California Health and Safety Code provides:

(a) If the department determines that a public water system is in violation of this chapter or any regulation, permit, standard, citation, or order issued or adopted thereunder, the department may issue a citation to the public water system. The citation shall be served upon the public water system personally or by certified mail. Service shall be deemed effective as of the date of personal service or the date of receipt of the certified mail. If a person to whom a citation is directed refuses to accept delivery of the certified mail, the date of service shall be deemed to be the date of mailing.

(b) Each citation shall be in writing and shall describe the nature of the violation or violations, including a reference to the statutory provision, standard, order, citation, permit, or regulation alleged to have been violated.

(c) A citation may specify a date for elimination or correction of the condition constituting the violation.

(d) A citation may include the assessment of a penalty as specified in subdivision (e).

(e) The department may assess a penalty in an amount not to exceed one thousand dollars (\$1,000) per day for each day that a violation occurred, and for each day that a violation continues to occur. A separate penalty may be assessed for each violation.

California Code of Regulations, Title 22, Section 64426.1, subsection (b) provides, in relevant part:

(b) A public water system is in violation of the total coliform MCL



1 [maximum contaminant level] when any of the following occurs:

2 (1) For a public water system which collects at least 40 samples per
3 month, more than 5.0 percent of the samples collected during any month are total
4 coliform-positive; or

5 (2) For a public water system which collects fewer than 40 samples
6 per month, more than one sample collected during any month is total coliform-positive;
7 or

8 (3) Any repeat sample is fecal coliform-positive or E. coli-positive; or

9 (4) Any repeat sample following a fecal coliform-positive or E. coli-
10 positive routine sample is total coliform-positive.

11
12 **STATEMENT OF FACTS**

13 The Caltrans L.T. Davis Rest Area (Rest Area) is located on Highway 70,
14 approximately 4-miles east of the City of Portola. It is open for public use during the
15 months between April and November each year. The domestic water system is
16 classified as a transient non-community water system. As such, the Rest Area is
17 required to collect one routine bacteriological sample during each month the Rest
18 Area is open to the public.

19
20 On July 15, 2014, a routine bacteriological sample was collected from the Rest Area's
21 distribution system, which was found to contain total coliform bacteria. Four repeat
22 bacteriological samples were collected on July 17, 2014, including three from the
23 distribution system and one from the well. While the sample from the well was absent
24 of total coliform bacteria, the three samples from the distribution system were all
25 found to contain total coliform bacteria.

1 Rest Area personnel performed an investigation to determine the source of the
2 contamination, however, the source of the contamination was not found. The
3 distribution system was then disinfected and flushed in order to remove the
4 contamination. Although not required by the regulations, the Rest Area also posted a
5 "Do Not Drink the Water" notice at the facility bathrooms on July 17, 2014. This notice
6 remained until samples collected on August 5, 2014, were found to be absent of total
7 coliform bacteria.

8 9 **DETERMINATION**

10 The Division has determined that the Rest Area violated Section 64426.1(b)(2), Title
11 22, of the CCR, in that the Rest Area exceeded the total coliform MCL during the
12 month of July 2014.

13 14 **DIRECTIVES**

15 The Rest Area is hereby directed to take the following actions:

- 16
- 17 1. Comply with Section 64426.1, Title 22, of the CCR in all future monitoring
18 periods.
 - 19
 - 20 2. Complete and return Attachment 'A' "Certification of Completion of Public
21 Notification" form within 30 days of the issuance of this Citation. A copy of the
22 notice used to provide public notification during July 2014 shall be attached to
23 the form.
 - 24

25 Nothing in this Citation relieves the Rest Area of its obligation to meet the
26 requirements of Health and Safety Code, Division 104, Part 12, Chapter 4 (California



1 Safe Drinking Water Act), or any regulation, permit, standard or order issued or
2 adopted thereunder.

3
4 The Division reserves the right to make such modifications to this Citation, as it may
5 deem necessary to protect public health and safety. Such modifications may be
6 issued as amendments to this Citation and shall be effective upon issuance.

7
8 All documents required by this Citation to be submitted to the Department shall be
9 submitted to the following address:

10
11 Michael J. McNamara, P. E.
12 Lassen District Engineer
13 Drinking Water Field Operations
14 Division of Drinking Water
15 State Water Resources Control Board
16 364 Knollcrest Drive, Suite 101
17 Redding, CA 96002
18

19 **PARTIES BOUND**

20 This Citation shall apply to and be binding upon the Rest Area, its officers, directors,
21 shareholders, agents, employees, contractors, successors, and assignees.

22
23 **SEVERABILITY**

24 The Directives of this Citation are severable, and the Rest Area shall comply with
25 each and every provision thereof, notwithstanding the effectiveness of any other
26 provision.
27



FURTHER ENFORCEMENT ACTION

The California SDWA authorizes the Board to: issue citation with assessment of administrative penalties to a public water system for violation or continued violation of the requirements of the California SDWA or any permit, regulation, permit or order issued or adopted thereunder including, but not limited to, failure to correct a violation identified in a citation or compliance order. The California SDWA also authorizes the Board to take action to suspend or revoke a permit that has been issued to a public water system if the system has violated applicable law or regulations or has failed to comply with an order of the Board; and to petition the superior court to take various enforcement measures against a public water system that has failed to comply with violates an order of the Board. The Board does not waive any further enforcement action by issuance of this citation.

10/21/2014

Date

Michael J. McNamara

Michael J. McNamara, P.E.

Lassen District Engineer

Division of Drinking Water

State Water Resources Control Board

Attachments:

'A' Certification of Completion



Date _____